

APPLICANT(S): ZIV, Ilan et al.
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REMARKS

Applicants elect with traverse to prosecute claims 7-19 of Group III drawn to compounds, including acceptable salts, hydrates, solvates and metal chelates of the compounds represented by the structures as set in formulae II-XIII classified in class 424 subclass 9.3 and 9.4.

Claims 1, 4 and 22-23 of Group I, drawn to method for selective targeting a compound to PNOM cells are withdrawn at this time.

Claims 2-3, 5-6 and 20-21 of Group II, drawn to method of detecting PNOM and apoptotic cells within a cell population are withdrawn at this time

The election is made with traverse since all claims are related to compounds and use thereof, and do not represent an undue burden of search on the Examiner.

For the reasons above, it is respectfully asserted that this restriction requirement is improper, and withdrawal is respectfully requested. All claims of Groups I-III should be examined together.

Applicants maintain that according to MPEP 803 "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions." Applicants maintain that such search does not pose a serious burden, and request withdrawal of the restriction requirement.

For the reasons above, it is respectfully asserted that this restriction requirement is improper, and withdrawal is respectfully requested. All claims of Group I, II and III should be examined together.

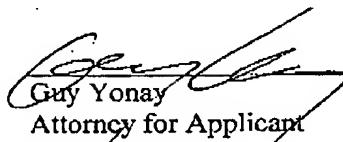
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Applicants reserve all rights in these non-elected claims, claims 1-6 and 20-23, to file divisional and/or continuation patent applications.

If the Examiner has any questions or comments as to this response, the undersigned may be contacted at the address and telephone number below.

Please charge any fees associated with this paper to deposit account No. 50-3355.

Respectfully submitted,



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